

Nebraska RIDGELL TO SUE STATE TREASURER

Fire Commissioner Retains Lawyer and Will Seek to Impose Penalties Upon Hall.

OUTGROWTH OF DEMOS' ROW

(From a Staff Correspondent.) LINCOLN, Sept. 20.—(Special.)—It is understood that Fire Commissioner Ridgell will bring suit against State Treasurer George Hall to force the treasurer to pay the penalties alleged to be due because of his failure to pay warrants of the fire commission when funds were in the treasury for that purpose.

Instead of having the attorney general of the state prosecute the cases it is understood that Ridgell has retained E. J. Hainer.

The statutes provide that in case the state treasurer refuses to cash warrants when there is money to do so he is subject to an action for the payment of four times the amount of the warrants and also subject to a fine of \$500, one-half to go to the one bringing the suit and the other half to the school district in which the case is brought.

Family Index Caxas. The treasurer refused to pay the warrants because he was under the impression that it required a specific appropriation for the fire commission to draw the funds, later finding that on account of the failure of the session laws to index the provision, the act of its appropriation was not discovered until a few days ago when Hall then offered to cash the warrants and Ridgell refused.

The suit is the result of the peculiar brand of harmony which exists between state house officials of the democratic faith and the suit cannot be said to be a "friendly" suit in any particular.

Commission Gets Under Way.

The new supreme court commission held its first session this morning in the senate chamber. The court consists of W. C. Parriott, who acts as the head of the commission, Grant G. Martin and C. O. McGirr. Judge Parriott was formerly a member of the lower house of the legislature at the last session. Judge Martin was former attorney general of the state and Judge McGirr was county attorney of Gage county. Miss Mayer of Beatrice is the court stenographer and Paul Eaton, of the state library, acts as clerk of the court.

The first case before them was an appeal in a divorce case from Adams county, Onda, against Onda, covering the allowance of alimony and six attorneys are interested in the case, Corey and Good for the appellants and Tibbets, Morey, Fuller and Tibbets for the other side.

The regular supreme court also began its first sitting, Judge Hamer of Kearney, who has been ill for about a year, sat in the cases. The judge is feeling pretty well, considering his long illness and hopes to be able to attend to his duties regularly.

Lightning struck the dairy building last night at the state fair grounds and partly demolished the west end. The poultry building next to it was damaged somewhat, but luckily no fire was started and the damage can be fixed without great cost.

State Game Warden Rutenbeck of Nebraska and State Game Warden Hinshaw of Iowa have come to a satisfactory agreement over hunting at Carter lake and Lake Manawa. Heretofore there has been much trouble over just how far Nebraska and Iowa hunters could go when hunting in either of the lakes, the line between the two states being somewhere on the waters of the two lakes. The matter has been arranged so that Nebraska license will be good on all of Carter lake and the Iowa license good on all of Lake Manawa. This makes the present bed of the river the dividing line.

The State Live Stock Sanitary board has issued an order that all cars and other receptacles for shipping live stock coming from Illinois must be thoroughly disinfected before they can come into Nebraska.

It is understood that the state railway commission has no funds with which to prosecute the Missouri Pacific passenger rate cases in the federal court. It has been the intention of the commission to hire a special attorney, but lack of funds will not allow them to do this and it is understood that the matter has been put up to the attorney general to prosecute.

BOY RECOVERING FROM BITE OF RABID DOG

TECUMSEH, Neb., Sept. 20.—(Special.)—The authorities of the Pasteur institute at Chicago have written the family physician of Mrs. Hollin Miner at Tecumseh that Mrs. Miner's 8-year-old son, Cecil, who is in that institution for treatment against rabies, seems to be getting along nicely. The child was bitten by a dog which had rabies, the bite being in his hip, and the institute authorities state that the location of the wound is bad, but that they expect to secure a cure. The boy began taking the treatment six days after the bite, and it would have been better had it commenced earlier, but the dog's head was sent from Tecumseh to Kansas City for examination and before a report could be secured and the mother and son reach Chicago the six days had elapsed. The boy was playing in a pasture when a neighbor's dog attacked him, biting clear through his hip with two teeth.

Notes from Hartington. HARTINGTON, Neb., Sept. 20.—(Special.)—The Cedar County State bank, the newly organized bank in this city, opened for business Saturday. E. M. Hertert of Hartland, Ia., is president of the bank, and C. N. Hertert of this city, cashier. It is capitalized at \$25,000.

Cedar county has an enormous stand of corn this year and a few weeks of warm weather will mature one of the biggest crops the county has ever known. Forty hours' devotion at Holy Trinity church of this city this week are being largely attended.

Fred G. Bruening and Miss Laura Goetz, prominent young people of this city, will be married at Holy Trinity church next Wednesday morning at 10 o'clock.

The construction of the new Carnegie library in this city is rapidly nearing completion and the building will soon be opened to the public.

A "For sale" ad will turn second-hand furniture into cash.

YOUTH FALLS INTO SALT CREEK AND IS DROWNED

ASHLAND, Neb., Sept. 20.—(Special Telegram.)—While fishing for driftwood on the west end of the Main street bridge over salt creek David De Voe, 8 years of age and youngest son of Mrs. Maude De Voe, fell into the creek by the breaking of the railing to the west approach and was drowned this evening.

The lad was with a crowd of other small boys when the accident occurred, precipitating him about ten feet into the waters of salt creek. He swam until he was about six feet from the east bank, when he sank before help could reach him.

News Notes of Columbus.

COLUMBUS, Neb., September 20.—(Special.)—Columbus council No. 88, Knights of Columbus, at its regular meeting, elected the following officers for the ensuing year: Fred Gerber, grand knight; M. E. Helms, deputy grand knight; Mark Burke, financial secretary; Thomas E. Wade, Jr., recording secretary; T. C. Hoan, treasurer; Otto F. Walter, chairman; Frank Moerssen, lecturer; W. O'Brien, advocate; Steve Hogan, honor guard; A. P. Speicher, outer guard; Alois Frischholz, trustee; Rev. Father Cyrilac, chaplain; John S. Hayes, warden; S. J. Ryan and E. C. Kavanaugh, alternates to the state convention.

District court began its session this afternoon. On state case and ten civil cases have been set for hearing. John Horack will be tried on a charge of assaulting 12-year-old Minnie Koshak at her home in Humphrey in July, 1914. The case of Edwin Hill of Silver Creek against the Union Pacific Railway company will be tried this term. Mr. Hill sues for damages for the loss of an arm in an accident which occurred when he fell under the wheels of a car while leaving the train at Silver Creek.

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DOUBLE SHIFT LAW IS UPHOLD

Supreme Court of Nebraska Takes Favorable Action in Suit to Test Validity.

SHIPPING INSTRUCTION TEST

(From a Staff Correspondent.) LINCOLN, Sept. 20.—(Special.)—The supreme court handed down its first opinion today following its summer vacation. The opinion declaring Lincoln firemen entitled to a double shift may be of considerable interest as it involves the constitutionality of a law passed by the last legislature.

Double Shift for Lincoln.

The law passed by the last legislature for a double shift for firemen has been upheld by the supreme court. Lincoln city officials refused to put the law in force and an appeal was taken to the supreme court. The city officials made the fight against the constitutionality of the law claiming it was "class legislation."

Chief Justice Morrissey, who wrote the opinion, holds otherwise and the law will stand giving Lincoln firemen a double shift system.

Shippers' Instructions Void.

"A common carrier is not bound to comply with every arbitrary request made by a shipper of live stock as to the place where such stock shall be unloaded and fed while in transit. It is only obliged to comply with such requests and instructions regarding the care of the shipment as may be reasonable. Whether a particular request or instruction of the shipper is reasonable or unreasonable is a question for the jury."

Such is the holding of the supreme court in an opinion written by Judge

Thayer in an appeal brought from Douglas county by the Chicago & Northwestern railroad company on a judgment secured by Richard S. Keat for \$129.58 for alleged damages to two carloads of cattle which it was claimed were not properly cared for.

The supreme court reverses the lower court on the grounds that the defendant did not have a fair trial and remands the case back for further proceedings. The cattle were shipped from Bassett to the Omaha stock yards with instruction to the company to unload and feed them at Fremont, which instructions, it is alleged were not followed.

All Parties Are Liable.

The Douglas county district court is reversed in the matter of a judgment prayed for by Burk E. Bodwell against J. R. Webster and J. A. Sunderland for \$2,000 for injuries alleged to have been received by him while repairing an elevator in a building owned by the defendants.

The latter sought to evade liability on the claim that the work was in charge of E. K. Hanford, their superintendent and foreman. The court holds, however, that all parties are liable.

The district court dismissed the case except as to Hanford and the judgment was made against the latter for \$700, and the case goes back for another trial.

Notes from Gage County.

BEATRICE, Neb., Sept. 20.—(Special.)—William Minich, a baker at Wynora, was severely hurt by being thrown from his motorcycle about five miles south of Beatrice. His left leg was broken just above the ankle and he was severely bruised about the body. He lay by the roadside for two hours.

At a meeting of the directors of the Gage county fair Saturday night four bands were engaged to furnish music for the fair—the Beatrice Military, Blue Springs, Wynora and Clatsonia bands.

T. F. Pinson, who resides at 1209 High street, had the strange experience of being blind Saturday for an hour before

his sight was restored. He was assisting his wife in doing the family washing, when he suddenly became blind. When he regained his sight he visited the office of Dr. W. P. Montgomery, who found that the trouble was caused from an internal pressure of some kind on the optic nerves.

Omer Ken Guthrie of Havana, Neb., and Miss Maude May Erling of Indianola, Neb., were married Saturday by County Judge Whalen.

TWO DEATHS BY VIOLENCE IN ONE DAY BY MITCHELL

MITCHELL, S. D., Sept. 20.—(Special Telegram.)—Leore Pooley, only son of Mr. and Mrs. R. B. Pooley, well-to-do residents, living seven miles northwest of Mitchell, was killed while cleaning a shotgun Sunday afternoon. The coroner declared the young man had put the muzzle of the gun in his mouth and pulled the trigger. The parents know of no reason for the suicidal act. The young man was a graduate of Mitchell high school, class of 1907.

Mike Maers, who was being held as a witness in a cutting scrape which occurred last August, was found dead early Sunday morning swinging by a wire from the ceiling of the jail corridor. Maers was an Austrian and is not known to have had any relatives in this country. A few days ago, Maers confided to fellow prisoners his implication in the murder of an Italian laborer at Toledo, O., this summer.

Building Tabernacle at York.

YORK, Neb., Sept. 20.—(Special.)—The erection of the tabernacle for the Dr. Lowery evangelistic meetings commenced this morning. The building will be completed this week and the meeting will commence the first week in October. A number of citizens went to Omaha to get "Billy" Sunday to come and dedicate the tabernacle on October 4, but they have been notified that he cannot come.

'BEAT NEBRASKA,' IS SLOGAN

Jayhawker Foot Ball Rooters Adopt This as Their War Cry for Year.

FIFTY MEN OUT FOR PRACTICE

LAWRENCE, Kan., Sept. 20.—"Beat Nebraska" is the foot ball slogan at the University of Kansas these days, supplanting the time-honored "Beat Missouri." "We would rather lose every other game on the schedule," say coaches, players and students, "than have Nebraska repeat last year's victory." With this end in view, fifty varsity men have been hard at work every afternoon during the last week, though on three days out of the six it was pouring down rain. The first call for freshmen was issued Friday, and thirty-five of the tyros appeared on McCook field for practice that afternoon. It is expected that the number will be increased to a hundred or more by tonight.

Team Will Be Lighter.

In contrast with teams of former years, the Jayhawker varsity this season promises to be lighter than usual; consequently it will have to resort to a tricky, open style of play. Coach "Beau" Olcott, Yale '91, will teach the men the forward pass as their chief instrument of defense, and will depend a great deal on Lindsay's kicking. The Kansas punter has appeared in splendid form this season, his kicks during the last week averaging fifty yards.

Olcott, who takes Jack Wheaton's place as head coach, coming to Kansas university on a three-year contract, has made a decided personal hit among the men. Out of the material available he hopes to develop a good defensive line and a whirlwind backfield that will cause trouble for the heavier Cornhuskers when

the two teams mix on McCook field November 13.

Eight Last Year Men. Eight old men are out for places this year, Lindsay, the punting halfback, and Captain James, All-Valley guard last season, being considered most valuable. Other "old" men out are Wood, quarter; Housholder, fullback; Reber and Heath, ends; Strother, guard, and Keeling, center.

In addition, Fast, former All-Kansas conference halfback, and Neilson and Holt, also out for half, are considered excellent material. All three men starred on last year's freshmen team. Among the promising new men who will contest for places in the line are Van Houten, center; Frost and Palkowski, tackles, and the Gillespie brothers, ends. Such has been the ability displayed by the recruits thus far that it is thought the loss of Burton, All-Valley tackle, '13, and Grey, star half in '14, will scarcely be felt.

Schedule of Games.

Following is the Kansas schedule, together with corresponding scores last year. The Jayhawker totals are given first: October 2—William Jewell at Lawrence, 48-9; October 9—Emporia Normal at Lawrence, 7-0; October 16—Drake university at Lawrence, 32-7; October 23—Kansas Aggies at Manhattan, 27-0; October 29—Oklahoma university at Norman, 16-15; November 6—Washburn college at Lawrence, 20-14; November 13—Nebraska university at Lawrence, 0-25; November 20—Missouri university at Columbia, 7-10.

Ask Pastor's Return.

PLATTSBURGH, Neb., Sept. 20.—(Special.)—The Methodist church at its Sunday service yesterday, asked that the minister, Rev. Frank M. Drullner, be returned by the conference which is meeting in Omaha at this time, and has sent a memorial to that effect to the meeting.

See Want Ads Produce Results.

Beaton & Laier Stock This Quick Action Sale Opened Monday With the Greatest Crowds of Eager Buyers Ever Witnessed in Omaha Beaton & Laier Stock

THIS QUICK ACTION SALE Has Struck OMAHA like a Thunderbolt out of a Clear Sky THE FURNITURE BUSINESS OF THIS CITY HAS BEEN PARALYZED It Means That EVERY HOME IN OMAHA Will Have some New Furniture From This \$ 250,000.00 Stock

Beaton & Laier Co. Are Getting Quick Action on This 1/4 Million Dollar Stock of Furniture, Carpets; Draperies

White Enameled Dressers \$12.50, Fumed Oak Mission Arm Rocker \$3.95, CHILD'S White Enameled Iron Crib \$3.25, Pedestal \$2.10, SATIN WALNUT DRESSER \$11.85, SATIN WALNUT CHIFFONIER \$1.75

Come Again Tuesday—The Same Low Prices Will Prevail and We'll Have Plenty of Clerks

CHILD'S ARM ROCKERS \$55c, Full Sized White Enameled Iron Bed \$1.35, Beaton & Laier's Stock AT THE OLD STAND 415-417 South Sixteenth Street, Omaha, Nebraska

Such Vast Crowds As We Had Here for the Opening of this Big Sale Can Denote But One Thing--Rare and Genuine Bargains